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Hearing Date: Tuesday, July 7, 2009
Hearing Time: 10:00 AM (EDT)
Objection Deadline: Friday, July 3, 2009

*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation
of Bernard L. Madoff Investment Securities LLC
And Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (BRL)

SIPA Liquidation

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

**NOTICE OF TRUSTEE'S MOTION FOR AN ORDER PURSUANT TO SECTIONS
105(a) AND 365(a) OF THE BANKRUPTCY CODE AND BANKRUPTCY RULE 6006
SEEKING AUTHORITY TO ASSUME AN EXECUTORY CONTRACT**

Irving H. Picard, Esq., as trustee for the substantively consolidated liquidation of Bernard
L. Madoff Investment Securities LLC ("BLMIS") and the estate of Bernard L. Madoff, by and
through his undersigned counsel, will move before the Honorable Burton R. Lifland, United

States Bankruptcy Judge, at the United States Bankruptcy Court, the Alexander Hamilton Customs House, One Bowling Green, New York, New York 10004-1408, on **July 7, 2009 at 10:00 a.m.**, or as soon thereafter as counsel may be heard, seeking entry of an order, pursuant to sections 105(a) and 365(a) of the United States Bankruptcy Code and Rule 6006 of the Federal Rules of Bankruptcy Procedure seeking authority to assume an executory contract, as more particularly set forth in the Motion.

PLEASE TAKE FURTHER NOTICE that written objections to the Motion must be filed with the Clerk of the United States Bankruptcy Court, One Bowling Green, New York, New York 10004 by no later than **5:00 p.m. on July 3, 2009** (with a courtesy copy delivered to the Chambers of the Honorable Burton R. Lifland) and must be served upon (a) Baker & Hostetler, LLP, counsel for the Trustee, 45 Rockefeller Plaza, New York, New York 10111, Attn: Marc Hirschfield and (b) the Securities Investor Protection Corporation, 805 Fifteenth Street, NW, Suite 800, Washington, DC 20005, Attn: Kevin H. Bell, Esq. Any objections must specifically state the interest that the objecting party has in these proceedings and the specific basis of any objection to the Motion.

Dated: New York, New York
June 26, 2009

Respectfully submitted,

/s/ Marc Hirschfield

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*for the Substantively Consolidated SIPA
Liquidation of Bernard L. Madoff Investment
Securities LLC and Bernard L. Madoff*